

Aug. 7. 2006 4:07PM

1AP7 Rec'd PCT/PTO 07 AUG 2006
RECEIVED No. 5275 P. 2
CENTRAL FAX CENTER
AUG 07 2006

PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : Rangaswamy G. Iyengar, et al.
FOR : FLUID DISPENSING DEVICE
SERIAL NO. : 10/549,895
INTERNATIONAL FILING DATE : 22 March 2004
EXAMINER : Unknown
ART UNIT : Unknown
CONFIRMATION NO. : 7192
ATTORNEY DOCKET NO. : TESZ 2 00196

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER
35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE
AND REQUEST FOR A ONE-MONTH EXTENSION OF TIME**

MAIL STOP PCT - DO/EO/US

Commissioner for Patents
P. O. Box 1450
Arlington, VA 22313-1450

Dear Sir:

Responsive to the Notification of Missing Requirements mailed 05 May 2006, applicants submit the following documents:

- (1) an executed Declaration and Power of Attorney; and,
- (2) Form PTO-2038 authorizing payment of the Surcharge in the amount of \$130.00 as required in the Notification. The initial period for response to the outstanding Notification expired on 05 July 2006. Pursuant to 37 C.F.R. 1.136(a),

CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS... is being transmitted by facsimile to the U.S. Patent & Trademark Office, Mail Stop PTC - DO/EO/US, to Centralized Facsimile No. 1-571-273-8300 on August 7, 2006.

By: Mary M. Schinner
By: Mary M. Schinner

Date August 07, 2006

08/09/2006 GFREY1 00000070 10549895

01 FC:1617

130.00 0P

BEST AVAILABLE COPY

Aug. 7. 2006 4:07PM

No. 5275 P. 3

U.S. Serial No. 10/549,895
Response to Notification of Missing Requirements
Mailed May 05, 2006

Page 2 of 2

petition is hereby made for a one-month extension of time, up to and including 07 August 2006, in which to respond to the Notification. Pursuant to 37 C.F.R. 1.17(a), the extension of time fee, in the amount of \$120.00, is also authorized to be charged by was of the enclosed Form PTO-2038. If the credit card is unable to be charged, please charge any and all fees or credit any overpayment to Deposit Account No. 06-0308.

A copy of the Notification is attached.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & MCKEE, LLP

Aug 7, 2006
Date

Robert A. Sldoti
Reg. No. 48,416
1100 Superior Avenue, 7th Floor
Cleveland, OH 44114
216-861-5582

BEST AVAILABLE COPY

08/09/2006 GFREY1 00000070 10549895
02 FC:1251 120.00 OP

RECEIVED
CENTRAL FAX CENTER

AUG 07 2006

FAY, SHARPE, FAGAN, MINNICH & MCKEE, LLP
1100 SUPERIOR AVENUE, 7th FLOOR
CLEVELAND, OHIO 44114
(216) 861-5582

DATE: August 7, 2006
TO: Commissioner for Patents
FACSIMILE NO.: 1 (571) 273-8300
ATTENTION: DO/EO/US
FROM: Robert A. Sidoti, Reg. No. 48,416
RE: U.S. Serial No. 10/549,895; International Filing date 22 March 2004
Attorney Docket No: TESZ 2 00196

Total number of pages (including this cover sheet): 18

Please call us immediately at (216) 861-5582 if the telecopy you receive is incomplete or illegible. Our facsimile numbers are (216) 241-1666 and (216) 241-5147.

CERTIFICATE OF TRANSMISSION

Under 37 C.F.R. § 1.8, I certify that this Response to Notification of Missing Requirements ... and Request for a one-month Extension of Time, and Information Disclosure Statement are being transmitted via facsimile to the U.S. Patent & Trademark Office Centralized facsimile number (571) 273-8300, Mail Stop DO/EO/US Unit 3612, in accordance with 37 C.F.R. § 1.8 on the date indicated below.

August 07, 2006	Mary M. Schirner
Date	Mary M. Schirner

The documents accompanying this facsimile transmission include information from the firm of Fay, Sharpe, Fagan, Minnich & McKee, LLP that might be legally privileged and/or confidential. The information is intended for the use of only the individual or entity named on this cover sheet. If you are not the intended recipient, any disclosure, copying, or distribution of these documents, or the taking of any action based on the contents of this transmission, is prohibited. If you have received this transmission in error, these documents should be returned to this firm as soon as possible, and we ask that you notify us immediately by telephone so we can arrange for their return to us without cost to you.

L:\MMSData\FORMS\FAXES\PTO.TEN

BEST AVAILABLE COPY

Aug. 7. 2006 4:07PM

RECEIVED
CENTRAL FAX CENTER

AUG 07 2006

No. 5275 P. 7 of 2

RECEIVED

MAY 10 2006

136



UNITED STATES PATENT AND TRADEMARK OFFICE

FAY, SHARPE, FAGAN,
MINNICH & MCKEE, LLP
UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/549,895	G Iyengar Rangaswamy	TESZ 2 00196
INTERNATIONAL APPLICATION NO.		
PCT/US04/08870		
IA FILING DATE		PRIORITY DATE
03/22/2004		03/20/2003

27885
FAY, SHARPE, FAGAN, MINNICH & MCKEE, LLP
1100 SUPERIOR AVENUE, SEVENTH FLOOR
CLEVELAND, OH 44114

CONFIRMATION NO. 7192

371 FORMALITIES LETTER



OC000000018691220

Date Mailed: 05/05/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/19/2005
- Request for Immediate Examination filed on 09/19/2005
- U.S. Basic National Fees filed on 09/19/2005
- Priority Documents filed on 09/19/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

Additionally the following defects have been observed:

Emailed to: TEN
On: 5/10/06 By: Ban.T.

"DOCKETED"

BEST AVAILABLE COPY

- The International Search Report has not be supplied, the Search Fee has been adjusted to reflect this omission.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAREN M WILLIAMS

Telephone: (703) 308-9140 EXT 213

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/549,895	PCT/US04/08870	TESZ 2 00196

FORM PCT/DO/EO/905 (371 Formalities Notice)

BEST AVAILABLE COPY